



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
FREEDOM OF INFORMATION ACT BRANCH
Washington, D.C. 20570

Via email

August 19, 2022

Re: FOIA Request NLRB 2022-001747

Dear Ms. Diane Delarosa:

This is in response to your request, under the Freedom of Information Act (FOIA), 5 U.S.C. § 552, received on August 16, 2022, in which you seek "the latest ultimate decision [or denial] of my latest appeal," in *The Mirage Casino-Hotel d/b/a The Mirage*, Case No. 28-CA-249585, wherein you are the charging party. You assumed financial responsibility for the processing of your request in the amount of \$37.00. You also requested expedited processing.

We acknowledged your request on August 18, 2022. Regarding your request for expedited processing, the request is moot given that our final response is being provided to you within ten calendar days of your FOIA request.

A search of the Agency's electronic casehandling system, NxGen, has been conducted. This search has yielded a one-page letter denying your appeal, which is responsive to your request, and is attached. Your request for records is granted, in full.

Please be advised that your name and personal information contained in the record are not redacted and are being released to you, because you affirmed your identity when you submitted your request through FOIAonline.

For the purpose of assessing fees, we have placed you in Category D, the "all other requesters" category, because you do not fall within any of the other fee categories. Consistent with this fee category, you will be assessed charges to recover the reasonable direct costs for searching for the requested records, except that you will not be charged for the first two hours of search. NLRB Rules and Regulations, 29 C.F.R. § 102.117(d)(2)(ii)(D). Charges for all categories of requesters are \$9.25 per quarter hour of professional time. 29 C.F.R. § 102.117(d)(2)(i).

You may contact Brenna Schertz, the FOIA Attorney-Advisor, who processed your request, at (202) 273-0064 or by email at Brenna.Schertz@nlrb.gov, as well as the Agency's FOIA Public Liaison, for any further assistance and/or to discuss

Ms. Diane Delarosa

August 19, 2022

Page 2

any aspect of your request. The FOIA Public Liaison, in addition to the FOIA Attorney-Advisor, can further explain responsive and releasable agency records, suggest agency offices that may have responsive records, and/or discuss how to narrow the scope of a request in order to minimize fees and processing times.

The contact information for the Agency's FOIA Public Liaison is:

Kristine Minami
FOIA Public Liaison
National Labor Relations Board
1015 Half Street, S.E., 4th Floor
Washington, D.C. 20570
Email: FOIAPublicLiaison@nrlrb.gov
Telephone: (202) 273-0902
Fax: (202) 273-FOIA (3642)

After first contacting the Agency, you may additionally contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA dispute resolution services it offers. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
Email: ogis@nara.gov
Telephone: (202) 741-5770
Toll free: (877) 684-6448
Fax: (202) 741-5769

You may obtain a review of this determination under the NLRB Rules and Regulations, 29 C.F.R. § 102.117(c)(2)(v), by filing an administrative appeal with the Division of Legal Counsel (DLC) through FOIAonline at:
<https://foiaonline.gov/foiaonline/action/public/home> or by mail or email at:

Nancy E. Kessler Platt
Chief FOIA Officer
National Labor Relations Board
1015 Half Street, S.E., 4th Floor
Washington, D.C. 20570
Email: DLCFOIAAppeal@nrlrb.gov

Any appeal must be postmarked or electronically submitted within 90 calendar days of the date of this letter. Any appeal should contain a complete statement of the reasons upon which it is based.

Ms. Diane Delarosa

August 19, 2022

Page 3

Please be advised that contacting any Agency official (including the FOIA Attorney-Advisor, FOIA Officer, or the FOIA Public Liaison) and/or OGIS does not stop the 90-day appeal clock and is not an alternative or substitute for filing an administrative appeal.

Sincerely,

/s/ Synta E. Keeling

Synta E. Keeling
FOIA Officer

Attachment: (one page)